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In re Application of
BOIERO et al.
Application No.: 10/560,893
PCT No.: PCT/EP03/06382
Int. Filing Date: 17 June 2003
Priority Date: None
Attorney Docket No.: 09952.0014
For: A METHOD FOR THE LOCATION OF
MOBILE TERMINALS

DECISION ON SUBMISSION
UNDER 37 CFR 1.497

This is a decision on applicant's submission of declaration under PCT Rule 4.17, filed in the United States Patent and Trademark Office (USPTO) on 09 May 2006 in the above referenced application.

On 16 December 2005, applicant filed a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Submission under 35 U.S.C. 371 requesting entry into the national stage of PCT/EP03/06382, accompanied a declaration executed under PCT Rule 4.17.

Upon review, the declaration does not identify the application to which it is directed and is not in compliance with 37 CFR 1.497(a) and (b). Further, the declaration does not identify the same first named inventor as listed on the published international application. The international application identifies *Gianluca Boiero* as the first named inventor. The executed declaration lists the first named inventor as *Luca Boiero*. Thus the declaration was not executed in accordance with either 37 CFR 1.66 or 1.68. A new declaration, in compliance with 37 CFR 1.497(a) and (b), is required.. See MPEP 1893.01(e).

Thus, the declaration submitted on 16 December 2005 is unacceptable and does not meet the requirements of 37 CFR 1.497(a) and (b).

The application will be forwarded to the DO/EO/US for further processing including issuance of a Notification of Missing Requirements indicating that an oath or declaration, in compliance with 37 CFR 1.497(a) and (b), and the surcharge for filing the oath or declaration after the thirty month period, is required.

A handwritten signature in cursive script, reading "Cynthia M. Kratz", is positioned above the typed name.

Cynthia M. Kratz
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